

BARRY J. PORTMAN
Federal Public Defender
CYNTHIA C. LIE
Assistant Federal Public Defender
160 West Santa Clara Street, Suite 575
San Jose, CA 95113
Telephone: (408) 291-7753

E-FILED - 10/2/08

Counsel for Defendant MORRISON

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,)	No. CR-08-00564 RMW
)	
Plaintiff,)	STIPULATION AND [
)	ORDER CONTINUING HEARING
vs.)	
)	
MATTHEW BRADLEY MORRISON,)	
)	
Defendant.)	
_____)	

STIPULATION

Defendant and the government hereby stipulate that, subject to the court's approval, the status hearing date in the above-captioned matter, presently scheduled for Monday, October 6, 2008 at 9:00 a.m., be continued to Monday, October 20, 2008 at 9:00 a.m.

Counsel at the initial district court appearance informed the Court that the parties had reached a resolution. However, it now appears that the approvals necessary for the contemplated agreement are no longer in place. It is anticipated that the requested continuance will permit counsel to recommence and definitively conclude settlement discussions. Accordingly, the parties further stipulate that 14 days may be excluded from the time within which trial shall commence, to provide counsel the reasonable time necessary for effective preparation.

1 Dated: October 1, 2008

2 s/_____
3 RICHARD CHENG
4 Assistant United States Attorney

5 Dated: October 1, 2008

6 s/_____
7 CYNTHIA C. LIE
8 Assistant Federal Public Defender

9 **II ORDER**

10 GOOD CAUSE APPEARING, IT IS HEREBY ORDERED that the hearing date
11 presently set for Monday, October 6, 2008 will be continued to Monday, October 20, 2008 at
12 9:00 a.m.

13 IT IS FURTHER ORDERED, that the 14 days from October 6, 2008 through and
14 including October 20, 2008 shall be excluded for effective preparation of counsel, pursuant to the
15 Speedy Trial Act, 18 U.S.C. §3161(h)(8)(A) and (B)(iv).

16 IT IS SO ORDERED.

17 Dated: October 2, 2008

18 
19 RONALD M. WHYTE
20 United States District Judge
21
22
23
24
25
26